

I am looking for "an assessment of the capability of the United States to monitor the compliance of the Russian Federation with the requirements of the Treaty."

This is to make sure we can see that this treaty, as the minority ranking Member has called it, as limited as it is—I am trying to making sure we can comply and know that we have the ascertainment of our intelligence community with respect thereto.

That is precisely what my amendment does.

I yield my time.

The PRESIDING OFFICER. The question is on agreeing to the amendment.

Mr. KERRY. Mr. President, I ask for the yeas and nays.

The PRESIDING OFFICER. Is there a sufficient second?

There is a sufficient second.

The clerk will call the roll.

The legislative clerk called the roll.

Mr. FRIST. I announce that the Senator from New Mexico (Mr. DOMENICI), the Senator from Kentucky (Mr. McCONNELL), and the Senator from Oregon (Mr. SMITH) are necessarily absent.

Mr. REID. I announce that the Senator from Florida (Mr. GRAHAM) and the Senator from Georgia (Mr. MILLER) are necessarily absent.

The PRESIDING OFFICER (Mr. COLEMAN). Are there any other Senators in the Chamber desiring to vote?

The result was announced—yeas 45, nays 50, as follows:

[Rollcall Vote No. 42 Ex.]

YEAS—45

Akaka	Durbin	Levin
Baucus	Edwards	Lieberman
Bayh	Feingold	Lincoln
Bingaman	Feinstein	Mikulski
Boxer	Harkin	Murray
Breaux	Hollings	Nelson (FL)
Byrd	Inouye	Nelson (NE)
Cantwell	Jeffords	Pryor
Carper	Johnson	Reed
Clinton	Kennedy	Reid
Conrad	Kerry	Rockefeller
Corzine	Kohl	Sarbanes
Daschle	Landrieu	Schumer
Dayton	Lautenberg	Stabenow
Dorgan	Leahy	Wyden

NAYS—50

Alexander	Crapo	Lugar
Allard	DeWine	McCain
Allen	Dodd	Murkowski
Bennett	Dole	Nickles
Biden	Ensign	Roberts
Bond	Enzi	Santorum
Brownback	Fitzgerald	Sessions
Bunning	Frist	Shelby
Burns	Graham (SC)	Snowe
Campbell	Grassley	Specter
Chafee	Gregg	Stevens
Chambliss	Hagel	Sununu
Cochran	Hatch	Talent
Coleman	Hutchison	Thomas
Collins	Inhofe	Voinovich
Cornyn	Kyl	Warner
Craig	Lott	

NOT VOTING—5

Domenici	McConnell	Smith
Graham (FL)	Miller	

The amendment (No. 255) was rejected.

Mr. LUGAR. Mr. President, I move to reconsider the vote and I move to lay that motion on the table.

The motion to lay on the table was agreed to.

The PRESIDING OFFICER. The Senator from Michigan is recognized.

AMENDMENT NO. 256

Mr. LEVIN. Mr. President, I expect to take just a few minutes. I will be offering an amendment and then having a colloquy. I send an amendment to the desk on behalf of myself, Senator DASCHLE, Senator AKAKA, and Senator NELSON of Florida.

The PRESIDING OFFICER. The clerk will report.

The senior assistant bill clerk read as follows:

The Senator from Michigan [Mr. LEVIN] for himself, Mr. AKAKA, Mr. DASCHLE, and Mr. NELSON of Florida, proposes an amendment numbered 256.

Mr. LEVIN. Mr. President, I ask unanimous consent that further reading of the amendment be dispensed with.

The PRESIDING OFFICER. Without objection, it is so ordered.

The amendment is as follows:

(Purpose: To provide an additional element in the annual implementation report)

In section 2, in paragraph (2)(F), strike ":", and insert a semicolon.

In section 2, redesignate paragraph (2)(G) as paragraph 2(H).

In section 2, after paragraph (2)(F), insert the following new subparagraph:

(G) with respect to the strategic offensive reductions described pursuant to subparagraph (B) for a calendar year, a listing of—

(i) the total number of each type of strategic offensive nuclear warhead that will be in the nuclear weapons stockpile of the United States during the calendar year, and the total number of each type of strategic offensive nuclear weapon that will operationally deployed by the United States during the calendar year;

(ii) the number and type of nuclear warheads in the United States that are dismantled during the previous calendar year; and

(iii) to the extent possible, the total number of each type of strategic offensive nuclear warhead that will be in the nuclear weapons stockpile of the Russian Federation during the calendar year, and the total number of each type of strategic offensive nuclear weapon that will be operationally deployed by the Russian Federation during the calendar year.

Mr. LEVIN. Mr. President, condition 2 of the Resolution of Ratification requires the President to submit to the Committee on Foreign Relations and the Armed Services Committee an annual report that would include, among other things, the following: A, a listing of the strategic nuclear weapons force levels of the United States and a best estimate of the strategic nuclear weapons force levels of the Russian Federation as of December 31 of the preceding calendar year; B, a detailed description, to the extent possible, of strategic offensive reductions planned by each party for the current calendar year.

The purpose of this amendment is to clarify that those elements of the report should include certain important information on operationally deployed strategic nuclear warheads.

I have discussed this matter with Senators LUGAR and BIDEN, and I think

we can address the issue satisfactorily with a colloquy between myself and Senators LUGAR and BIDEN.

My question of Senator LUGAR is the following: Will the committee urge the administration to include under the annual reporting requirements required by conditions 2(a) and 2(b), that the Committees on Foreign Relations and Armed Services would receive information on the following: During the calendar year of the report, the specific number and type of warheads that are planned to be no longer operationally deployed; secondly, during that current calendar year, the planned total size and makeup of the stockpile of strategic nuclear warheads by number and by type; and as to the past year, the report would then, hopefully, include and be urged to include by Senators LUGAR and BIDEN the total number and type of any warheads that were dismantled during the preceding calendar year?

Mr. LUGAR. Mr. President, I am pleased to respond to the distinguished Senator from Michigan. Our report does not require information on those warheads that are not operationally deployed. We would urge the administration to provide this information.

Mr. BIDEN. Mr. President, if I may respond to my colleague, I am not sure whether condition 2 requires the executive branch to list force reductions or force levels by warhead types. But I certainly think it is a good idea to do so, and I would urge the administration to do so.

In addition, I think the administration should make a decision on warhead dismantlement. Quite frankly, my support for ratification of this treaty is based in part on the administration's assurance before our committee that at least some warheads removed under the treaty will be destroyed or dismantled, and I fully expect the administration to live up to this. So I think the Senator is making a very valid point.

Mr. LEVIN. I thank both Senators for the assurance that they will urge the administration that the reporting provided for under the Resolution of Ratification would hopefully include the information I have just outlined.

AMENDMENT NO. 256, WITHDRAWN

Mr. President, I now withdraw the amendment.

The PRESIDING OFFICER. The Senator has that right. The amendment is withdrawn.

ALERT STATUS OF U.S. RUSSIAN NUCLEAR FORCES

Mrs. FEINSTEIN. Mr. President, I wish to ask the Senator from Delaware and the Senator from Indiana some questions about one of the issues that was raised during the hearings conducted by his committee on this treaty, and one of the questions not addressed by this treaty that I believe to be critical to reducing the danger of accidental or unauthorized nuclear war: the alert status of U.S. and Russian nuclear forces.

Like me, I know that they are concerned that the current alert status of